

**COUNCIL MEETING MINUTES  
FEBRUARY 24, 2014**

0:00 **DATE COUNCIL CHAMBERS, CITY HALL, CITY OF WOODBURN, COUNTY OF MARION, STATE OF OREGON, FEBRUARY 24, 2014**

**CONVENED** The meeting convened at 7:00 p.m. with Mayor Figley presiding.

**ROLL CALL**

Mayor Figley	Present
Councilor Cox	Present
Councilor Lonergan	Present
Councilor McCallum	Present
Councilor Morris	Present
Councilor Ellsworth	Present
Councilor Alonso Leon	Present

**Staff Present:** City Administrator Derickson, City Attorney Shields, Interim Public Works Director Scott, Economic and Development Director Hendryx, Finance Director Shearer, Community Services Director Row, Police Captain Garrett, Police Captain Alexander, Human Resources Director Hereford, Communications Coordinator Horton, City Recorder Pierson

0:01 **COMMUNITY/GOVERNMENT ORGANIZATIONS**

- A. Chamber of Commerce- Ruby Wolfer with Woodburn Area Tourism announced that the Chambers Distinguished Service Awards dinner will take place on March 14 at Woodburn Health Center.
  
- B. Woodburn School District- Chuck Ransom, Woodburn School District Superintendent, announced that the Woodburn School District is participating in a running event called For the Love of Schools which will help raise funds for the school district. Michelle Tonkin, with For the Love of Schools provided more information on the event which will take place on June 1, 2014 in Wilsonville.

0:12 **PROCLAMATIONS/PRESENTATIONS**

- A. ODOT-1-5 Interchange Project- Shane Ottosen, Project Manager with Oregon Department of Transportation, provided an update on the I-5 interchange project.
  
- B. Legion Park Presentation- Community Services Director Row provided an update on the work being done at Legion Park and future improvements.

0:58 **BUSINESS FROM THE PUBLIC**

Merri Berlin, 167 N. Settlemier provided a handout to the City Council regarding complaints made to code enforcement regarding cars parking in lawns. She stated that she has made these complaints and there have been no results. Ms. Berlin also stated that she would like to know how these issues are handled and if it is possible to get a follow up report. Captain Alexander gave a brief overview of the ordinance violation process. Councilor Cox stated that he feels that the City is being too lenient on people who are violating the City's ordinances with too much time given between notice of a violation and receiving a citation.

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Nancy Kirksey, 1049 McKinley St., announced that the Mayor's breakfast will take place on March 4<sup>th</sup> at 7:30 a.m. at the Methodist Church and tickets can be purchased through her or at [www.woodburnkiwanis.org](http://www.woodburnkiwanis.org).

### 1:09 CONSENT AGENDA

- A. Woodburn City Council minutes of January 27, 2014
- B. Woodburn City Council Executive Session minutes of January 27, 2014
- C. Woodburn Recreation and Park Board minutes of February 11, 2014
- D. 2014 OLCC Renewal

**McCallum/Alonso Leon...** adopt the Consent Agenda. The motion passed unanimously.

### 1:10 PUBLIC HEARING

Mayor Figley declared the hearing open at 8:11 p.m. for the purpose of hearing public input on the proposed Annexation of 1225 Brown Street, tax lot 051W18C01000. Mayor Figley and Councilors McCallum, Lonergan and Ellsworth stated that they have all viewed the property. Economic and Community Development Director Hendryx read the quasi-judicial land use hearing statement and then provided a staff report. No members of the public wished to speak in either support or opposition of the proposed Annexation of 1225 Brown Street, tax lot 051W18C01000. Mayor Figley declared the hearing closed at 8:24p.m.

**Cox/Lonergan...** indicate our approval of this application concurring with the Planning Commission's recommendation and request that staff bring back an ordinance formally annexing this property at its earliest convenience. The motion passed unanimously.

### 1:25 COUNCIL BILL NO. 2947 - AN ORDINANCE TEMPORARILY PROHIBITING THE LOCATION OF MEDICAL MARIJUANA FACILITIES WITHIN THE CITY OF WOODBURN AND DECLARING AN EMERGENCY

**McCallum** introduced Council Bill 2947. Recorder Pierson read the two readings of the bill by title only since there were no objections from the Council. Councilor Lonergan stated that he is in favor of this ordinance and believes that the zoning requirements would protect the City's interests. Councilor McCallum stated that he is in favor of a temporary ban. Councilor Cox stated that he is not in favor of this ordinance and would like to wait and see what the legislature passes. Councilor Morris stated that he is in favor of the ordinance. Councilor Ellsworth believes it is fitting that the Woodburn Development Ordinance addresses this issue on zoning of these facilities. Councilor Alonso Leon stated that she supports the wait and see approach and that waiting for more information to make a decision makes the most sense. On roll call vote for final passage, the bill failed with a vote of 5-1 with Councilor Cox voting no. Mayor Figley announced that a special meeting for the second reading of the Ordinance will need to be held this week. Councilor Cox stated that he has not changed his opinion on the matter but in the interest of efficient governing and avoiding an unnecessary meeting, asked if he could change his vote. City Attorney Shields stated that Councilor Cox could change his vote or choose to abstain from voting. Councilor Cox stated that he would like to withdraw his no vote and abstain from voting. Mayor Figley declared Council Bill No. 2947 duly passed with Councilor Cox abstaining.

### 1:47 COUNCIL BILL NO. 2948 -AN ORDINANCE REPEALING ORDINANCE 1762 (RELATED TO MOBILE HOME PERMITS) AS PART OF THE ORDINANCE

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**REVIEW/REVISION PROJECT INITIATED BY THE CITY COUNCIL**

**McCallum** introduced Council Bill 2948. Recorder Pierson read the two readings of the bill by title only since there were no objections from the Council. On roll call vote for final passage, the bill passed unanimously. Mayor Figley declared Council Bill No. 2948 duly passed.

1:48 **AWARD OF CONSTRUCTION CONTRACT FOR I-5 INTERCHANGE  
WATERLINE RELOCATION – HWY 214, FRONTAGE ROAD TO TUNNEL, BID  
NO 2014-05 Lonergan/McCallum....**

the City Council, acting in its capacity as the Local Contract Review Board, award the construction contract for the I-5 Interchange Waterline Relocation – Hwy 214, Frontage Road to Tunnel project to K&E Excavating in the amount of \$348,790.00. The motion passed unanimously.

1:54 **FY 2014/15 FINANCIAL PLAN** City Administrator Derickson provided a staff report and Finance Director Shearer provided information on the financial forecast.

**Lonergan/Cox...** adopt the attached FY 2014/15 Financial Plan (Budget Policies & Fiscal Strategy and 5-Year Financial Forecast). The motion passed unanimously.

2:01 **FIESTA MEXICANA AGREEMENT** City Administrator Derickson provided a staff report. Ruby Wolfer, Woodburn Area Tourism, provided information on the planning of the 2014 Fiesta Mexicana. **Cox/McCallum...** authorize the City Administrator to enter into the attached agreement with the Woodburn Area Chamber of Commerce related to the operation of the Fiesta Mexicana. The motion passed unanimously.

2:10 **CITY ADMINISTRATOR'S REPORT**

The City Administrator stated that he has nothing to report.

2:10 **MAYOR AND COUNCIL REPORTS**

Councilor McCallum congratulated the DSA winners.


2:12 **ADJOURNMENT**

**McCallum/Morris....** meeting be adjourned. The motion passed unanimously. The meeting adjourned at 9:12 p.m.

APPROVED

  
KATHRYN FIGLEY, MAYOR

ATTEST

  
Heather Pierson, City Recorder  
City of Woodburn, Oregon